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2
3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 JAMES A. BOYD,
7 Plaintiff,
8 v.
9 CORRECTIONAL OFFICER SPEARS,
10 Defendant.

11 No. C09-5408BHS-KLS

12 ORDER DENYING PLAINTIFF'S
13 MOTION TO STAY

14 This matter has been referred to Magistrate Judge Karen L. Strombom pursuant to 28
15 U.S.C. § 636(b)(1), Local Rules MJR 3 and 4, and Federal Rule of Civil Procedure ("Fed. R.
16 Civ. P.") 72. The case is before the Court upon plaintiff's filing of a motion to stay proceedings
17 in this matter to allow him to amend his complaint. (Dkt. #9). After reviewing plaintiff's motion,
18 and the balance of the record, the Court finds and ORDERS as follows:

19 In his motion, plaintiff requests that the Court allow him to amend his complaint, to add
20 additional defendants and claims. A party may amend that party's pleading "once as a matter of
21 course at any time before a responsive pleading is served." Fed. R. Civ. P. 15(a). Plaintiff filed
22 his original complaint with the Court on July 16, 2009. (Dkt. #4). As no responsive pleading has
23 yet been filed by defendant, plaintiff may amend his complaint without leave of the Court, let
24 alone a stay in the case's proceedings as plaintiff requests.

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26 ORDER - 1

1 Accordingly, plaintiff's motion to stay proceedings in this matter (Dkt. #9) hereby is
2 DENIED as being unnecessary for the reasons discussed above.

3 The clerk is directed to send a copy of this Order to plaintiff and counsel for defendant.

4 DATED this 12th day of August, 2009.
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9 Karen L. Strombom
United States Magistrate Judge
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